



DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
2 NAVY ANNEX  
WASHINGTON DC 20370-5100

LCC:ddj  
Docket No: 6385-00  
5 December 2000

[REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 5 December 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by CMC memorandum 4050.1D LFT 3 WC of 3 November 2000, a copy of which is attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinion. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER  
Executive Director

Enclosure



DEPARTMENT OF THE NAVY  
HEADQUARTERS UNITED STATES MARINE CORPS  
2 NAVY ANNEX  
WASHINGTON, DC 20380-1775

IN REPLY REFER TO:

4050.1D  
LFT-3-WC

NOV 03 2000

MEMORANDUM FOR THE EXECUTIVE DIRECTOR, BOARD FOR CORRECTION  
OF NAVAL RECORDS

Subj: PETITION OF [REDACTED]  
571 11 7470 USMC

Ref: (a) Joint Federal Travel Regulations

1. [REDACTED] separated from the Marine Corps and was authorized to move 9,000 pounds of personal property from Headquarters Marine Corps, Arlington, Virginia to Merrill, Oregon.
2. [REDACTED] received personal property counseling by the Traffic Management Office at Henderson Hall, Virginia on 8 May 97. At the counseling she provided an estimated weight of 8,000 for the government arranged move and 1,000 pounds for the Do-It-Yourself move (DITY). Sergeant David-Swann was counseled on her authorized weight allowance and excess cost on a DD Form 1797 (Personal Property Counseling Checklist). She was also counseled on the DD Form 2278 (Application For A Do It Yourself Move And Counseling Checklist) as to her authorized weight allowance. Based upon the estimated weights provided by the Marine to her counselor she was allowed to schedule her government arranged and DITY moves.
3. Sergeant David-Swann shipped 11,860 pounds through the government arranged move and was liable for the cost of the full replacement insurance coverage, which she requested. The Marine was also paid for performing a DITY move.
4. The government has six years from the date of pickup to bill for excess cost associated with the shipment of personal property. Remission of debt applies only to active duty Marines.

Subj: PETITION OF LIEUTENANT [REDACTED]  
[REDACTED]

5. This Headquarters has determined that the Pay Adjustment Authorization is correct as issued, and we are unable to recommend a favorable determination of this case.

  
F. W. FRANK  
By direction